Order

Michigan Supreme Court Lansing, Michigan

December 30, 2008

137211

Clifford W. Taylor, Chief Justice

Michael F. Cavanagh Elizabeth A. Weaver Marilyn Kelly Maura D. Corrigan Robert P. Young, Jr. Stephen J. Markman, Justices

ELMER'S CRANE & DOZER, INC., Plaintiff-Appellee,

V

SC: 137211 COA: 278229

Roscommon CC: 04-725031

AWM CORPORATION, d/b/a NATIONAL CONCRETE CONSTRUCTION ASSOCIATES, Defendant,

and

JOSEPH F. DOA,

Defendant-Appellant.

On order of the Court, the application for leave to appeal the July 24, 2008 judgment of the Court of Appeals is considered, and it is DENIED, because we are not persuaded that the question presented should be reviewed by this Court.



I, Corbin R. Davis, Clerk of the Michigan Supreme Court, certify that the foregoing is a true and complete copy of the order entered at the direction of the Court.

December 30, 2008

Clerk